



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

AP/3723A
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In re application of: Wheeler, et al.

Application No: 09/916,567

Group Art Unit: 3723

Filed: July 27, 2001

Examiner: Wilson, Lee D.

Title: **STRUCTURE FOR ISOLATING MOUNTING AND CLAMPING FORCES OF A POWER CLAMP**

RESPONSE

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

The following is a response to an Office Action that was mailed on July 28, 2004.

The Examiner stated in the most recent Office Action that the Terminal Disclaimer filed May 12, 2004 was disapproved for the reason that there is no record of Todd Moore being an Attorney of Record for this file. Thus, Applicant has enclosed a Terminal Disclaimer signed by Andrew R. Basile who is listed on the Power of Attorney. Thus, Applicant respectfully requests that the Examiner withdrawn his rejection.

In the Office Action, the Examiner provisionally rejected claims 1-20 under the judicially created Doctrine of Obviousness-Type Double Patenting as being unpatentable over claims 1-19 of co-pending United States Patent Application No. 09/891,916. The Examiner noted that although the conflicting claims are not identical, they are not patentably distinct from each other